

## UNITED STATES DISTRICT COURT

**Jury demand date:**

TITLE OF CASE

ATTORNEYS

For plaintiff:

A. N. TSICHLIAS and A. N. TSICHLIAS, LTD.

VS

JOE MOODY MACHINERY CO.

Defendant & Third Party Plaintiff

VS

TULSA TRUCK MANUFACTURING COMPANY

Additional Party Defendant

UTICA NATIONAL BANK AND TRUST COMPANY

W. SCOTT MARTIN, President or

CHRISTINE GRUENHOLZ, Head Cashier

Garnishee

For defendant:

David M. Thornton

THORNTON, WAGNER & THORNTON

(For Joe Moody Machinery Co.)

525 South Main Street, Suite 660

Tulsa, Oklahoma 74103

(918) ✓ 587-2544

Lawrence T. Chambers, Jr.

DOERNER, STUART, SAUNDERS,

DANIEL & ANDERSON

1200 Atlas Life Building

Tulsa, Oklahoma 74103

582-1211

STATISTICAL RECORD

## COSTS

DATE \_\_\_\_\_

NAME OR  
RECEIPT NO.

REC.

DISB.

J.S. 5 mailed

Clerk

J.S. 6 mailed

Marshal

**Basis of Action:**

Docket fee

Witness fees

Action arose at:

## Depositions

DATE	PROCEEDINGS	Date Order or Judgment Noted
1-6-81	CERTIFICATION of judgment for registration in another district; Case #CA3-77-1363-H, No. Dist. of Tex. Dallas Div. Amended judgment that pltfs. A. N. Txichlias and A. N. Tsichlias, Ltd. recover from deft. Joe Moody Machinery Co. the sum of \$36,500.00, w/int. at rate of 6% per annum from 12-20-76 until date of this judgment (5-7-80), plus addit. sum of \$35,168.44, together w/all costs expended in behalf of pltfs; further ordered that third-party pltf. Joe Moody Machinery Co. recover from third-party deft. Tulsa Truck Manufacturing Co. the sum of \$33,500.00, w/int. at rate of 6% per annum from 1-30-77 until date of this judgment, plus addit. sum of \$10,000.00, together w/all costs expended in behalf of third-party pltf.; this judgment to bear int. at rate of 9% per annum from date of this judgment until this judgment is paid. (Barefoot Sanders-USDJ)hm	
1-28-81	NOTICE OF FILING/REGISTRATION OF FOREIGN JUDGMENT by deft. Joe Moody Machinery Co. nd	
1-28-81	NOTICE OF FILING/REGISTRATION OF FOREIGN JUDGMENT(JCS-clk)nd cps/ml d by cert.mail.nd	
1-30-81	RETURN OF WRIT OF EXECUTION, returned unexcuted.nd	
1-30-81	AFFIDAVIT PURSUANT TO 12 OKLAHOMA STATUTES, SECTION 722.nd	
2-23	RETURN of Regis. of foregian judgment. Unclaimed by Tulsa Truck Manuff. Co. hm	
3-25-81	APPLICATION of 3rd party Pltf. for citation to disclose assets. pt (O)	
3-26-81	ORDER TO APPEAR AND ANSWER AS TO ASSETS to Tulsa Truck Mfg. Ordered to appear before Mag. 4-10-81 at 10:00 A.M.(HDC-J)nd cps.mld. and to Mag.	
4-2	Garnishee AFFIDAVIT of David M. Thornton, atty for Joe Moody Machinery Co.,nd.s/i. to Utica Nat. Bank.	
4-3	RETURN on garnishee summons and affidavit. Served Utica Natl. Bank on 4-2-81.nd	
4-3	RETURN on subpoena. Served John P. Bachle on 4-2-81.nd	
4-7	MO: Assests Hrg. set befoe the Mag. on 4-10-81 is <u>stricken</u> & <u>reset</u> for 4-13-81. (RSR-Mag) pt Ntc/KT	
4-9	GARNISHEE'S ANSWER of Utica National Bank & Trust Co. pt	
4-10	RETURN on civil subp. Served J. D. Ross on 4-10-81. pt	
4-13	ASSETS HEARING before Mag. R. Turner, Pres. of Tulsa Trucking & J. Bachle were sworn & testified. Hrg. to continue on 4-15-81 at 1:30 a.m. for the purpose of hrg. oral appli. of Deft. Tulsa Truck Manu. Co. to modify order to appear &ans, as to assets filed on 3-26-81. (RSR-Mag) pt Ntc/KT	

## CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. 3 2
A. N. TSICHLIAS, et. al.		JOE MODDY MACHINERY CO., et. al.	PAGE ____ OF ____ PAGES
DATE 1981	NR.	PROCEEDINGS	
4-15	MIN	ASSETS HEARING held before Mag. Oral appli. of Deft. Tulsa Truck Manu. Co. to modify order to appear & ans. as to assets filed 3-26-81 sustained pursuant to agreement of the parties. Parties to submit order w/i 10 days. assets hrg. concluded. (RSR-Mag) pt Ntc/KT	
4-29		AFFIDAVIT of David M. Thornton, atty for pltf. s/i. nd	
4-30		RETURN on garnishee summons and affidavit. Served Christine Gruenholz on 4-30-81. nd	
5-5	--	ANSWER of Garnishee. nd	
5-6		AMENDED ORDER. Ordered that addt'l Party Deft, Tulsa Truck Mfg. Co. is restrained from mortgaging, encumbering, alienating or otherwise disposing of any property until further order of this Court except that such Addt'l Party Deft. may encumber and pledge accounts receivable that may hereafter become due and payable to it. (RSR-Mag.) cpys picked-up. nd	
7-15		APPLICATION of J. Moody Mach. Co, deft/3rd pty pltf, for Ct. order Utica Nat'l Bank & Trust, Garnishee to pay money into Ct. (O to J) jc	
7-16		ORDER to pay money into Court, directing Utica National Bank & Trust Co. to pay \$4,030.30 into Court. (HDC-J)hm (c/m Mr. Thornton)	
7-22	--	RETURN on Writ of Execution served Tulsa Truck Manufacturing Co. by serving Ronald A. Turner on 4-15-81. (FEE:\$3.00) dm	
8-11		ORDER to disburse funds in amt. of \$4,030.30 to David M. Thornton atty for deft, JOE MOODY MACH.CO. (JOE-J for HDC) jc c/m	
8-10		MOTION of deft to dismiss execution (order part of motion). (OtoJ) dm	
8-17	--	ORDER dismissing Writ of Exec. w/out prej entered. (HDC-J) jc (c/m)	

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